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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

Declaration Submitted with Initial Filing OR Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	PUS-H002-001
First Named Inventor	Frédéric FORTIN et al.
COMPLETE IF KNOWN	
Application Number	Pending: cont of PCT/FR02/02547
Filing Date	07/17/2002
Art Unit	Pending
Examiner Name	Pending

As the below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FLEXIBLE VERTEBRAL LINKING DEVICE

(Title of the Invention)

the specification of which

 is attached hereto

OR

 was filed on (MM/DD/YYYY) as United States Application Number or PCT InternationalApplication Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
FR01/09628	France	07/18/2001	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

 Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PTO/SB/01 (10-01)

Approved for use through 10/31/2002. OMB 0651-0032

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DECLARATION — Utility or Design Patent Application

Direct all correspondence to: <input checked="" type="checkbox"/>		Customer Number or Bar Code Label	35.246	OR <input type="checkbox"/> Correspondence address below
John Moetteli of MOETTELI & ASSOCIES SàRL				
Name				
Address Case Postale 486: ave. de Frontenex 6				
CH-1211 Geneva 12 City	State	ZIP		
Switzerland Country	Telephone	Fax		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.				
NAME OF SOLE OR FIRST INVENTOR: <input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name Frédéric (first and middle [if any])		Family Name FORTIN or Surname		
Inventor's Signature 		Date		
Pessac Residence: City	State	FRANCE Country	FR Citizenship	
Mailing Address 36, allée des Passerines				
Pessac City		State	33600 ZIP	FRANCE Country
NAME OF SECOND INVENTOR: <input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name Johann (first and middle [if any])		Family Name ROBIN or Surname		
Inventor's Signature 		Date		
Mérignac Residence: City	State	FRANCE Country	FR Citizenship	
Mailing Address 1, allée du Puits de Maran				
Bègles City		State	33100 ZIP	FRANCE Country
<input type="checkbox"/> Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.				

[Page 2 of 2]

PTO/SB/03 (09-03)

Approved for use through 11/02/2005, OMB 0651-0035

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POWER OF ATTORNEY and CORRESPONDENCE ADDRESS INDICATION FORM		Application Number	Pending; cont of PCTAFR02/	
		Filing Date	07/17/2002 02547	
		First Named Inventor	FORTIN et al.	
		Title	Flexible vertebral linking	
		Art Unit	Pending	device
		Examiner Name	Pending	
		Attorney Docket Number	PUS-H002-001	

I hereby appoint:										
<input checked="" type="checkbox"/>	Practitioner(s) associated with the Customer Number:	35,246								
OR										
<input type="checkbox"/>	Practitioner(s) named below:									
<table border="1"> <thead> <tr> <th>Name</th> <th>Registration Number</th> </tr> </thead> <tbody> <tr> <td>John MOETTELLI</td> <td>35,289</td> </tr> <tr> <td>Sherman PERNIA</td> <td>34,404</td> </tr> <tr> <td> </td> <td> </td> </tr> </tbody> </table>			Name	Registration Number	John MOETTELLI	35,289	Sherman PERNIA	34,404		
Name	Registration Number									
John MOETTELLI	35,289									
Sherman PERNIA	34,404									
to my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.										
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<input type="checkbox"/>	The address associated with Customer Number:	35,246								
OR										
<input type="checkbox"/>	Firm or Individual Name:	John Moetteli of MOETTELLI & ASSOCIES SàRL								
Address: Ave de Frontenex 6										
Address: Case Postale 486										
City: CH - 1211 Geneva 12 State: Zip:										
Country: SWITZERLAND										
Telephone: 00141227477849 Fax: 00141223477887										
I am the:										
<input type="checkbox"/>	Applicant/Inventor.									
<input type="checkbox"/>	Assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/06)									
SIGNATURE of Applicant or Assignee of Record										
Name:	FORTIN, Frédéric									
Signature:	X									
Date:	01/16/2004	Telephone: 100 33 55 6 36 99 29								
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.										
<input checked="" type="checkbox"/>	Total of 2 forms are submitted.									

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is provided by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and transmitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1438, Alexandria, VA 22313-1438.

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PTO/SB/01 (08-03)

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POWER OF ATTORNEY and CORRESPONDENCE ADDRESS INDICATION FORM	
Application Number	Pending; cont of PCTAFR02/02547
Filing Date	07/17/2002 02547
First Named Inventor	FORTIN et al.
Title	Flexible vertebral linking
Art Unit	Pending device
Examiner Name	Pending
Attorney Docket Number	PUS-H002-001

I hereby appoint:

 Practitioners associated with the Customer Number:

35,246

OR

 Practitioner(s) named below:

Name	Registration Number
John MOETTELI	35,289
Sherman PERNIA	34,404

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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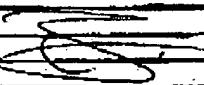
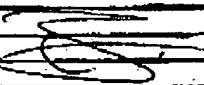
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Country	SWITZERLAND		
Telephone	00141227477849	Fax	00141223477887

I am the:

 Applicant/Inventor. Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/02)

SIGNATURE of Applicant or Assignee of Record

Name	ROBIN, Johann	
Signature	X	
Date	01/16/2004	Telephone 0556152884

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

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